

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

Bail Appl..No. 5111 of 2007()

CMP.4873/2007 of J.M.F.C.,MAVELIKKARA
CR.NO.117/07 OF MAVELIKKARA EXCISE RANGE, ALAPPUZHA DISTRICT
.....

: PETITIONER/ACCUSED

PRAKASAN AGED 38
S/O. NANU,PALLATHERITHARAYIL HOUSE,
PATHIYOOR THOTTATHUM MURI,PATHIYOOR VILLAGE,
KARTHIKAPPALLY TALUK.

BY ADV. SRI.JOSEPH GEORGE

RESPONDENTS:

STATE OF KERALA
REPRESENTED BY EXCISE RANGE BY PUBLI PROSECUTOR
HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 22/08/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

B.A.No.5111 of 2007

Dated this the 22nd day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 10 litres of arrack. He was arrested and continues in custody from 06.08.07. The learned Public Prosecutor submits that the petitioner has no history of criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 25.08.2007. The Investigators shall in the meantime make every endeavour to complete the investigation;

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer from the date of his release between 10 a.m and 12 noon on all Mondays and Fridays for a period of 3 months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-